

Remarks

Reconsideration of this Application is respectfully requested. In response to the Final Office Action mailed September 21, 2005, Applicant has amended claims 1, 5, 11, 13, and 15-19, and cancelled claims 4 and 14 without prejudice to or disclaimer of the subject matter therein. Claims 1-3, 5-13, and 15-20 are pending.

Based on the above Amendment and the following Remarks, Applicant respectfully requests that the Examiner reconsider and withdraw all outstanding rejections.

Claim Rejection Under 35 U.S.C. § 112, First Paragraph

On pages 3-4, the Action rejects claims 11-20 under 35 U.S.C. § 112, first paragraph, stating these claims fail to comply with the written description requirement. The Action states the claim term “screen marking” is not supported by the original specification. Applicant respectfully disagrees.

However, in order to expedite prosecution, the phrase “screen marking” in claims 11-20 has been amended to -- marking --, and claim 11 has been further amended to recite “(a) placing individual markings about the image of certain, previously determined articles, the individual markings being displayable on the monitor screen.” Support for this amendment may be found, for example, in FIGs. 3-4 and at, for example, page 11, lines 21-23 of the instant Application. Applicant submits that this amendment overcomes the rejection and respectfully requests that the rejection of claims 11-20 be withdrawn.

Allowable Subject Matter

On page 7, the Action states claims 4-6 and 14-16 contain allowable subject matter.

Claim 1 has been amended to incorporate the allowable subject matter of claim 4, and claim 4 has been cancelled. Therefore, claim 1 is in condition for allowance and allowance thereof is respectfully requested.

Claims 2-3 and 5-10, which depend from claim 1, are also in condition for allowance because of their dependence on an allowable claim.

Claim 11 has been amended to incorporate the allowable subject matter of claim 14, and claim 14 has been cancelled. Therefore, claim 11 is in condition for allowance and allowance thereof is respectfully requested.

Claims 12-13 and 15-20, which depend from claim 1, are also in condition for allowance because of their dependence on an allowable claim.

Claim Rejection Under 35 U.S.C. § 103

On pages 4-7, the Action rejects claims 1-3, 7-13, and 17-20 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,272,230 to Hiraoglu in view of U.S. Patent No. 5,838,758 to Krug and in further view of U.S. Patent No. 6,317,509 to Simanovsky et al.

Claim 1 has been amended to incorporate the allowable subject matter of claim 1, as discussed above. Therefore claim 1 is in condition for allowance.

Claims 2-3 and 7-10, which depend from claim 1, are also in condition for allowance because of their dependence on an allowable claim.

Claim 11 has been amended to incorporate the allowable subject matter of claim 14, and claim 14 has been cancelled. Therefore, claim 11 is in condition for allowance and allowance thereof is respectfully requested.

Claims 12-13 and 17-20, which depend from claim 1, are also in condition for allowance because of their dependence on an allowable claim.

Accordingly, claims 1-3, 5-13, and 15-20 are in condition for allowance and allowance thereof is respectfully requested.


CONCLUSION

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicant therefore respectfully requests that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicant believes that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is hereby invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment is respectfully requested.

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Respectfully submitted,

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